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IN THE

# Supreme Court of the United States

October Term, 1967

No. 1033

DIANA KEARNY POWELL,
*Petitioner,*

v.

NATIONAL SAVINGS AND
TRUST COMPANY,
*Respondent.*

**PETITION FOR REHEARING OF ORDER DENYING PETITION FOR WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA CIRCUIT**

DIANA KEARNY POWELL,
1500 Massachusetts Avenue, N.W.
Washington, D.C. 20005
*Petitioner pro se*

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*To the Honorable Chief Justice and the Associate Justices of the Supreme Court of the United States:*

Petitioner Diana Kearny Powell respectfully prays for reconsideration of the Order entered the 4th day of March, 1968, denying petition for writ of certiorari in the above-entitled case, and for a request by this Court directed to Respondent for a reply to this Petition for Rehearing, under Rule 58(2) and (3) of the Rules of this Court.

## INTERVENING CIRCUMSTANCES AND GROUNDS NOT PREVIOUSLY PRESENTED

Petitioner respectfully represents to the Court that it is the urgent duty of this Court to review and correct the corruption and flagrant violation of law which this Petition seeks to rectify.

Petitioner respectfully directs the attention of this Court to the scandal and loss of confidence in the Courts as instruments of justice that would result from failure of this Court to correct flagrant departure from established judicial procedures and settled law, should Petitioner be forced to seek justice through Congressional investigation of the protection of crime through perversion of law, influence, and corruption, represented by this case.

Petitioner prays this Court to request the Respondent, the National Savings and Trust Company, to submit a Reply answering the following points raised by Questions presented as grounds for the original Petition for Writ of Certiorari, and to explain the following facts, newly discovered or not previously presented:

1. Explain the conflict of interest created by Respondent, the National Savings and Trust Company, by pressing for distribution of the corpus of a testamentary trust, after its termination, upon a legal theory that it had vested indefeasibly in persons who had died prior to termination of the trust, and with one exception, prior to appointment of Respondent as Successor Trustee, and therefore was distributable to their estates and not to the vested substituted remainderman, this petitioner, whose remainder rights vested immediately upon termination of the trust. Petitioner asks this Court to request explanation by Respondent of how the estate was at the same time vested in the trustee and in conflicting claimants.

2. Petitioner asks this Court to request explanation by Respondent in its Reply of the award of special honors to the Honorable Alexander Holtzoff, on December 2, 1967, the judge who made the above-described perverse and contradictory ruling at the instance of Respondent's attorneys, the award being presented by John E. Powell, Esq., one of Respondent's attorneys.

3. Petitioner asks this Court to request explanation by Respondent of the appointment to this Court of Mr. Justice Thurgood Marshall and the appointment as Corporation Counsel of the District of Columbia of Charles T. Duncan, on the recommendation and with the support of Respondent's attorneys, after these persons, as attorneys in the Department of Justice, had refused to consider the Complaint addressed by Petitioner to the Attorney General charging corruption and conflict of interest. *Powell v. Katzenbach*, 384 U.S. 906, rehearing denied 384 U.S. 967.

4. Petitioner asks this Court to request a Reply explaining why counsel for Respondent have connived at the disbarment of Petitioner, which disbarment was solely because of the Complaint she addressed to the Attorney General seeking prosecution of their criminal acts of embezzlement, fraud on the Court, and conflict of interest, and the corruption of certain judges in aiding their criminal acts.

WHEREFORE, Petitioner prays that review of the above-entitled case be granted, and that this Court request Respondent to submit a Reply, and for such other and further relief as to this Court seems proper.

Diana Kearny Powell
1500 Massachusetts Avenue, N. W.
Washington, D. C. 20005

*Petitioner pro se*

## CERTIFICATE OF GOOD FAITH

I hereby certify that the foregoing Petition for Rehearing of the Petition for Writ of Certiorari in the above-entitled case is presented in good faith and not for delay, and that it is restricted to intervening circumstances of substantial effect, or which to the extent that they were available to petitioner, were not previously presented.

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Diana Kearny Powell